IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 10175 of 2004

Between:
K. Renuka W/o Ramanaiah
R/o R. Rachapalli (V) Kodur Mandal, Kadapa District
..... PETITIONER

AND

The Revenue Divisional Officer, Rajampet, Kadapa District
.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the order in Ref: D/348/2004, dt 15-6-2004 passed by the respondent is illegal, irregular, violative of Principles of natural justice and also violative of Art: 14, 19 and 21 of constitution of India and also provisions of A.P State Public Distribution System Control Order, 2001, quash the same and consequently direct the respondent to continue the petitioner as fair Price shop dealer for R Rachapalli Village Koduru Mandal, Kadapa District

For the Petitioner: Mr.SATYANARAYANA NIMMAGADDA, Advocate

For the Respondent : THE GOVERNMENT PLEADER GP FOR REVENUE

The Court made the following ORDER:

This writ petition is filed by the petitioner aggrieved by the order of the respondent dated 15.06.2004, under which the authorization of the Fair Price Shop of the petitioner was suspended, pending enquiry.

2. According to the learned counsel for the petitioner, no enquiry was conducted and no opportunity was given to the petitioner before passing the impugned order. Therefore, sought for setting aside the impugned order.

3. Heard the learned counsel for the petitioner and the learned Government Pleader.

4. Admittedly, against the impugned order of suspension pending enquiry, the petitioner has got a remedy of appeal before the Joint Collector. As the impugned order is only a suspension order, on certain irregularities said to have been committed by the petitioner, no notice or enquiry is required for passing an order of suspension, pending enquiry.

5. Under the above circumstances, this Court is not inclined to interfere with the impugned order. However, it is open to the petitioner to approach the appellate authority for appropriate orders. The respondent is also directed to complete the enquiry expeditiously and pass appropriate orders.

6. The writ petition is accordingly dismissed at the admission stage.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

22.06.2004
va

To

1 The Revenue Divisional Officer, Rajampet,
Kadapa District
2 Two CCs to Government Pleader for Revenue, High Court of
A.P. Buildings, Hyderabad (OUT)
3 Two CD copies